CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date: 11-25-69

D. C. Form No. 106A Rev.

Eugene C. Mullendore, E. C. Mullendore, III, and Kathleen B. Mullendore,

TITLE OF CASE

VS.

Sohio Petroleum Company, a corporation

Joseph E. Seagram & Sons, Inc. Layton Oil Company, Inc.

ATTORNEYS

Charles B. Dunn
For plaintiff: Michael V. Snyder /
Huffman, Arrington, Scheurich &
Kincaid
510 Oklahoma Natural Building
Tulsa, Oklahoma 74119

John L. Arrington 309-311 Triangle Building Pawhuska, Oklahoma 74056

For defendant: Sanders & McElroy 205 Denver Building Tulsa, Oklahoma 74119

STATISTICAL RECORD	COSTS		DATE	name or receipt no.	REC.	DISB,
J.S. 5 mailed 3-1-69	Clerk		2-27-	5 9 Sanders 59 C/D 37 0 Huffman	15 00	15 00
J.S. 6 mailed 2-1-70	Marshal	2	26-70			5 00
Basis of Action: Damages to real & personal property caused by fire	Docket fee Witness fees					
Action arose at:	Depositions					

DATE	PROCEEDINGS	Date Order or Judgment Noted
2-24-69	Petition for removal from the District Court in and for Osage Count filed. b	ÿ ,
2-24-69	Bond on Removal, in the amount of \$500.00, filed; surety - The Fidelity & Casualty Company of New Yorka New York Corporation. b	
2-24-69	Defendant's motion to dismiss or in the alternative to abate and brief in support thereof, filed. b	
2-24-69	Defendant's notice of removal, filed. b	
2-24-69		
2-24-69	Answer of the defendant, filed. b Acknowledgment of serwice of petition for removal, filed. b	
3-3-69	Certificate of Clerk of Osage County, Oklahomagaof copy of Petition	
J J 4)	for removal being filed in that court. filed. b	
8-22-69	Ordered that parties file pre-trial order on or before 9-29-69. (AEB-	J)m
8-26-69	Ordered that order to file pre-trial order is stricken. (AEB-J)m	
8-29-69	Defendant'w withdrawal of motion to abate and motion for summary	
8-29-69	judgment, filed. b Defendant's brief in support of motion for summary judgment, filed.	h
9-15-69	Plaintiff's motion for leave to file amended complaint and add	
	additional parties defendant, filed. b	
9-15-69	Memorancum brief in support of plaintiffs' motion to file amended	
19214-69	complaint, filed. b Ordersothat metion for leave to fide amended complaint and to add	
*0-1J-62	additional parties defendant is sustained, filed. That amended	
	complaint attached to motion be filed. That plaintiff cause summons	
10-16-69	to issue to additional defendants within five days of this date. (AE	B-J) ds
_	Summons Issued, on Amended Complaint. js Return on service of summons, filed. Served Layton Oil Company, Ind	
10-29-09	by serving Clyde G. Layton, Secy of said company, at Independence, Kansas, on 10-23-69. (\$3\$.00) ds	•
11-3-69	Return on service of summons, filed. Served Joseph E. Seagrams &	
_	Sons by serving U.S. Corporation Co., Oklahoma City, Okla on 10-24-6 (\$4.00) ds	9.
11-12-69	Motion of Defendant, Layton Oil Co., Inc., to dismiss filed.h	
	Brief of Defendant, Layton Oil Co., Inc., in support of motion to difiled. h	smiss
11-21-69	Answer of defts. Sohio Petroleum Company, a corporation, and Joseph	
	E. Seagram & Sons, Inc., a corporation, to amended complaint of plaintiffs, filed.m(with leave granted to file out of time-MME-Clerk	1
11-25-69	Plaintiff's Demand For Trial By Jury, filed. js	<i>)</i>
	Brief in Opposition to Defendant Layton Oil Co., Inc., s motion to di	smiss
	and partial response to Answer of Defendants Sohio Petroleum Co. , a	nd
1 6 70	Joseph E. Seagram and Sons filed. h	
•	Minute Order: Parties directed to hold pre-trial prior to 2-6-70, and file pre-trial order not later than 2-12-70. (AEB-J)g	
	Minute Order: case stricken from pretrial assignment of 2-6-70 . (A	EB-J) ds
T-50-10	Hearing held on motions, and court orders that motions of defendants Layton Oil, Inc., and Sohio Petr. Co. to dismiss taken under advisement	an t
	Court orders that case dismissed as to Layton Oil in Ct. 1.(AEB-J)h	-28 V a
1-26-70	Order Dismissing Cause of Action, filed and entered (AEB-J), is	
2-24-70	Notice of appeal by plaintiffs, filed. Cpy to USCA & Sanders. g	
3-19-70	Bond on appeal (\$250.00 cash), filed. g Transcript of proceedings on 1-26-70, defendants' motion to dismiss,	
	filed. g (Larry Marks, Rptr.)	
	c (maily mains, npor.)	

DATE	PROCEEDINGS	Date Order of Judgment Not
3-24-70 3-26-71	Appeal record (2 vols.) sent to USCA by counsel. g Mandate and Opinion of USCA, affirming judgment 1-26-70, filed and spread of record. g	
7-26-73	Order to Disburse Funds now being held (Appeal Bond) (AEB-J)r (Copi mailed)	es
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DATE	PROCEEDINGS	Date Order or Judgment Noted
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